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TO

Confirm two Provisional Orders made by the Local Government Board for Ireland under the Public Health (Ireland) Act, 1878, relating to the Urban Sanitary District of the Township of Kingstown and the Rural Sanitary District of Mountmellick.

A.D. 1894.

WHEREAS the Local Government Board for Ireland have made the Provisional Orders set forth in the schedule hereto, under the provisions of the Public Health (Ireland) Act, 1878 :

41 & 42 Vict.
c. 52.

And whereas it is requisite that the said Orders should be confirmed by Parliament:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

10 1. The Orders set forth in the schedule hereto are hereby confirmed and all the provisions thereof shall have full validity and force.

2. This Act may be cited as the Local Government Board Sheet this (Ireland) Provisional Orders Confirmation (No. 14) Act, 1894.

Orders in
schedule
confirmed.

A.D. 1894.

Kingstown.

S C H E D U L E.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

TOWNSHIP OF KINGSTOWN.

PROVISIONAL ORDER.

WHEREAS "The Commissioners of the Township of Kingstown," incorporated by and acting under the provisions of the Township of Kingstown Act, 1869 (herein-after called the sanitary authority), are the urban sanitary authority of the district consisting of the said township, and are about, in pursuance of the Public Health (Ireland) Act, 1878, and with the sanction of the Local Government Board for Ireland (herein-after called the Local Government Board) to provide and build in the said district, and for the use of the inhabitants thereof, a hospital to be used for patients suffering from cholera (in the event of cholera occurring in the said district), and for the reception of patients suffering from other infectious diseases, and also to erect cholera sheds:

And whereas the sanitary authority have presented a petition to the Local Government Board in pursuance of the Public Health (Ireland) Act, 1878, praying that they may be allowed to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement, with reference to certain lands and premises required for the erection of the said hospital and sheds, and have deposited at the office of the Local Government Board in Dublin, plans and a book of reference (herein-after called the deposited plans and book of reference) showing the lands and premises required for the purposes aforesaid:

And whereas all advertisements and notices required by the Public Health (Ireland) Act, 1878, having been previously published, served, and given, the Local Government Board have caused a local inquiry to be made as to the propriety of assenting to the prayer of the said petition, and it appears to the Local Government Board to be proper to assent thereto.

It is ordered by the Local Government Board as follows:—

- From and after the confirmation of this Order by Parliament, the sanitary authority shall be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement with reference to the lands and premises described in the deposited plans and book of reference.

Compulsory
powers to take
lands.

2. The compulsory powers of taking lands given by this Order shall not be exercised after the expiration of three years from the confirmation of this Order.

5. The costs and expenses of and incidental to the application for, preparing, obtaining, and confirming this Order shall be paid by the sanitary authority, and shall be provided for by them out of any rates applicable to their expenses as a sanitary authority acting in pursuance of the Public Health (Ireland) Act, 1878.

10. The limits within which the cholera hospital and cholera sheds mentioned in this Order may be constructed or made, are the boundaries of the lands which the sanitary authority are hereby authorised to take compulsorily.

15. The sanitary authority shall not, under the powers of this Order, purchase or acquire ten or more houses, which, on the fifteenth day of December last were occupied either wholly or partially by persons belonging to the labouring classes as tenants or lodgers, or, except with the consent of the Local Government Board, ten or more houses which were not so occupied on the said fifteenth day of December, but have been, or shall be subsequently so occupied.

20. For the purpose of this section, the expression "labouring class" means and includes mechanics, artizans, labourers, and others working for wages, hawkers, costermongers, persons not working for wages but working at some trade or handicraft, without employing others except members of their own families, and persons other than domestic servants whose income does not exceed an average of thirty shillings a week, and the families of any such persons who may be residing with them.

25. This Order may be cited and referred to for all purposes as the Kingstown Cholera Hospital Provisional Order, 1894.

A.D. 1894.

Kingstown,
Duration of
compulsory
powers.

Cos. of Order.

41 & 42 Vict.
c. 22.

Limits within
which the
hospital and
sheds may
be constructed.

Short title of
Order.

Given under our Hands and Seal of Office this Twenty-ninth day of May, in the year of our Lord One thousand eight hundred and ninety-four.

(L.S.)

(Signed) GEORGE MORRIS,
H. A. ROBINSON.

A.D. 1894.
Maryborough.

THE LOCAL GOVERNMENT BOARD FOR IRELAND.

MARYBOROUGH WATERWORKS.

PROVISIONAL ORDER.

WHEREAS the Guardians of the Poor of the Mountmellick Union (hereinafter called the sanitary authority), being the sanitary authority of the rural sanitary district, consisting of the said Union, are about to construct waterworks for the purpose of providing a supply of water for the town of Maryborough within their sanitary district, and have presented a petition to the Local Government Board for Ireland (hereinafter called the Local Government Board) praying that they may be allowed to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement with reference to certain lands and premises required for the purposes of the said works.

And whereas the sanitary authority have deposited at the office of the Local Government Board in Dublin, plans and a book of reference (hereinafter called the deposited plans and book of reference), showing the works intended to be executed, and the lands and premises required for the said works.

41 & 42 Vict. c. 52.

And whereas all advertisements and notices required by the Public Health (Ireland) Act, 1878, having been previously duly published, served, and given, the Local Government Board have caused a local inquiry to be made as to the propriety of assenting to the prayer of the said petition, and it appears to the Local Government Board to be proper to assent thereto with the conditions and modifications herein-after mentioned.

It is ordered by the Local Government Board as follows:—

Compulsory powers to take lands, &c., water rights, and easements.

Special provision for supply of water to the Maryborough Lunatic Asylum.

- From and after the confirmation of this Order by Parliament, the sanitary authority shall be empowered to put in force the powers of the Lands Clauses Acts with respect to the purchase and taking of lands otherwise than by agreement with reference to the lands, enclosures, lands covered with water, and rights to take and convey water, described and shown in the deposited plans and book of reference, and for the purpose of this Order the word "land" in the Lands Clauses Acts shall extend to and include the said lands, enclosures, lands covered with water, and rights to take and convey water.
- Whereas the Governors of the Maryborough District Lunatic Asylum, established in pursuance of the Act of the session of the first and second years of the reign of His Majesty King George IV., chapter thirty-three, and the sanitary authority are desirous that provision shall be made by this Order enabling them to enter into a binding agreement obliging the said governors and their successors in office to take and continuously pay for, and the sanitary authority to

A.D. 1894.
Morpeth.

provide by means of the said waterworks, a supply of water for the said asylum, it is further ordered that it shall be lawful for the said governors and the sanitary authority, to make agreements in writing, signed by three of the governors and their clerk, and sealed with the seal of the sanitary authority, to provide for a fixed daily supply of water for the purposes of the asylum, and the manner in which such supply shall be measured and ascertained; and such agreements shall bind the governors and their successors to pay to the sanitary authority a fixed annual sum for such supply (which said annual sum shall be provided for by presentment as part of the expenses of the maintenance of such asylum); and such agreements shall be made respectively binding on the governors in office at the time of the making thereof and on their successors,

5 3. The costs and expenses of and incidental to the application for, preparing, obtaining, and confirming this Order, shall be paid by the sanitary authority as special expenses.

10 4. The compulsory powers of taking lands given by this Order shall not be exercised after the expiration of three years from the time of the confirmation of this Order.

15 5. This Order may be cited and referred to for all purposes as the Maryborough Waterworks Provisional Order, 1894.

Costs of
Order.

Duration of
compulsory
powers.

Short title
of Order.

Given under our Hands and Seals of Office this twenty-fifth day of May,
in the year of our Lord one thousand eight hundred and ninety-four.

(I.S.)

(Signed) GEORGE MORRIS.
H. A. ROBINSON.

Local Government
(Ireland) Provisional
Orders (No. 14).

A.

B I L L

To confirm two Provisional Orders made by the Local Government Board for Ireland under the Public Health (Ireland) Act, 1878, relating to the Urban Sanitary District of the Township of Kingsdown and the Rural Sanitary District of Mountmellick.

[Prepared and brought in by
Mr. John Shirley and Mr. John Tolson.]

[Ordered by The House of Commons, at its First
Sitting, 2 June 1881]

RESOLVED by this House, that the Local Government Board
recommend to the Queen's Bench Court of Appeal
that the two following Local Sanitary Orders, signed by Mr.
John Shirley and Mr. John Tolson, be confirmed, and
that the same be sent to the Local Government Board,
Dublin, for the purpose of their being published, and
thereafter to be observed in the said Local Sanitary District.
[Printed 14.]

[Bill 101.]